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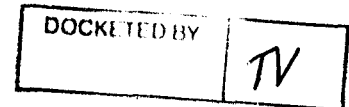
Mr. Thomas K. Chenal, Chairman
Assistant Attorney General
Arizona Power Plant and Transmission Line Siting Committee
1275 W. Washington Street
Phoenix, Arizona 85007
thomas.chenal@azaa.gov

2015 SEP 17 A 11:39

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

SEP 17 2015



Dear Chairman Chenal:

The Cascabel Working Group notes that Item 31 of your Procedural Order for the hearing for SunZia Transmission, LLC, Docket No. L-00000YY-15-0318-00171 states the following:

The Applicant and all other parties and potential parties may file a legal memorandum by 5:00 p.m. on Friday, October 9, 2015 addressing the following issue. The issue upon which the Chairman solicits the position of the parties is:

A.A.C. R14-3-208(F) provides that individual parties may appear at the hearing on their own behalf, whereas all other persons who are parties shall appear only by a licensed attorney. May a domestic nonprofit corporation or association authorized by A.R.S. § 40-360.05(A)(3) to become a party appear, present oral testimony and cross-examine witnesses during the hearing without being represented by a licensed attorney?

I am here attaching a legal memorandum from the Cascabel Working Group addressing this issue. I have mailed 26 copies of this memorandum and this cover letter to Docket Control and have distributed the memorandum and letter by email to all parties and potential parties known to me per the instructions in your Procedural Order.

In our memorandum we cite Arizona Supreme Court Rule 31(d)(28) to affirm that a nonprofit corporation has the right to designate a corporate officer to represent it before the Power Plant and Transmission Line Siting Committee. We used this reference as the basis of our Notice of Intent to Become a Party, which was admitted to the docket on Friday, September 11, 2015. On that date Docket Control also added me to the Service List for the hearing. In submitting our notice we followed the guidance provided by the Arizona Corporation Commission to potential intervenors, "Intervention in utility cases at the Commission" (web link referenced in our memo).

Posing your question now brings into question the right of organizations such as the Cascabel Working Group to participate fully as an intervenor for these proceedings. Your question would indicate that you may not decide whether nonprofit organizations not represented by an attorney can be a full party to the proceedings until the Prehearing Conference on October 14. This would greatly disadvantage such organizations that lack the resources to hire counsel and who may wish to be a full party to the proceedings. We believe that Supreme Court Rule 31 was rendered to address such a situation.

We thus request that you address this question promptly rather than wait until October 14 and ask that you do so within five business days. We and other organizations need to know whether we will be required to obtain outside counsel to participate. Your decision will determine how we approach these proceedings and prepare for them. Attempting to arrange legal counsel after October 14 would not be possible and would disenfranchise several potential intervenors in this case.

We request prompt clarification from you on our right to conduct discovery, request data from the Applicant, present testimony, and participate in the drafting of any Certificate of Environmental Compatibility for this project.

Respectfully,



Norm "Mick" Meader
Co-Chair, Cascabel Working Group
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Tucson, AZ 85716
(520) 323-0092
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ORIGINAL and 25 **COPIES** of
the foregoing mailed this 14th day
of September 2015 to:

Arizona Corporation Commission
Docket Control
1200 W. Washington Street
Phoenix, AZ 85007

COPY of the foregoing mailed and
emailed this 14th day of September 2015
to each of the following ACC staff:

Ms. Janice Alward, Director, Legal Division
Mr. Thomas Broderick, Director, Utilities Division
Mr. Dwight Nodes, Chief Administrative Law Judge
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dnodes@azcc.gov

COPY of the foregoing mailed and
emailed this 14th day of September 2015

to each of the following:

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Court Reporter

COPY of the foregoing emailed
this 14th day of September 2015 to
all potential parties known as of
this date.